

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Revenue Department – Case under the Prevention of Corruption Act, 1988 against Sri Chinnapaka Raj Kiran, Junior Assistant, Office of the Deputy Director, Survey and Land Records, Poosala Basthi, Reddy Basthi, Saidabad, Hyderabad – Sanction of Prosecution – Orders – Issued.

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REVENUE (VIGILANCE-IV.2) DEPARTMENT

G.O.Ms.No. 110

Dated:28.02.2012.

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ORDER:

Whereas Sri Chinnapaka Raj Kiran, S/o. Late Ch.Venkatesh, age 34 years, Occupation: Junior Assistant, Office of the Deputy Director, Survey and Land Records, Abids, Hyderabad, resident of H.No.16-1-333, Poosala Basthi, Reddy Basthi, Saidabad, Hyderabad from 01.08.2008 to 26.10.2010 and as such he is a public servant within the meaning of clause (c) of Section 2 of the Prevention of Corruption, Act, 1988 (Central Act, 49 of 1988).

2. Whereas, Sri Azhar Abdul Latif, S/o. Abdul Latif Osman, age 35 years, Occupation, Business is the resident of H.No.8-2-293/82/2/57/A, M.L.A's Colony, Road No.12, Banjara Hills, Hyderabad. Sri Azhar Abdul Latif, purchased plot No.338/C in Sy.No.120/403/1 of Shaikpet Village admeasuring 300 Sq.Yds., in the layout of Sri Venkateswara Co-operative house building for A.P. Legislators Limited, M.L.A. Colony, Road No.12, Banjara Hills, Hyderabad from Sri Gangadhar for a sale consideration of Rs.15,00,000/- vide Doc.No.3637/2008 under agreement of sale cum GPA on 18.09.2008. On 21.10.2010 Sri Azhar Abdul Latif, went to the Office of Deputy Director, Survey and Land Records, Abids, Hyderabad along with Sri Syed Fiazuddin for demarcating his plot. On the instructions of Sri Ch. Raj Kiran, Junior Assistant, Sri Azhar Abdul Latif paid the prescribed fees of Rs.250/- for above said purpose and submitted a representation along with the connected records. Sri Ch.Raj Kiran, acknowledged the receipt of fees and issued receipt dt.22.10.2010. When he enquired Sri Ch.Raj Kiran, about the processing of file, he stated that it would be sent to concerned Tahsildar or one of the Surveyor of this office may also be deputed for demarcation of the scheduled property and demanded Rs.10,000/- as bribe for processing his file. Again he met Sri Ch.Raj Kiran

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on 25.10.2010 and requested him to process his file early for which he reiterated the earlier demand for Rs.10,000/- and also stated that he would talk to the Surveyor and complete the survey of the land expeditiously and an amount of Rs.20,000/- to be paid to the Surveyor as the land is situated in prime location. During negotiation, Sri Ch.Raj Kiran reduced bribe amount to Rs.7,000/- and informed him that he would start the processing of the file as and when he paid him the demanded bribe of Rs.7,000/- and the file would not be processed till his demand is fulfilled. As there is no other go Sri Azhar Abdul Latif accepted his demand and came out of the office.

3. Whereas Sri Azhar Abdul Latif was not willing to pay the demanded bribe amount of Rs.7,000/- to Sri Ch.Raj Kiran, Junior Assistant, Office of Deputy Director, Survey and Land Records, Hyderabad District attended the Office of Deputy Superintendent of Police, Anti-Corruption Bureau City Range-II, Hyderabad on 25.10.2010 and lodged a complaint against Sri Ch. Raj Kiran. After due verification the complaint of Sri Azhar Abdul Latif was registered as a case in Cr.No.20/ACB-CR-2/2010 under section 7 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988) on 26.10.2010 and the Deputy Superintendent of Police, Anti-Corruption Bureau and took up investigation.

4. And whereas, Sri Ch.Raj Kiran, Junior Assistant, Office of Deputy Director, Survey and Land Records, Hyderabad District was trapped in the presence of mediators by the Deputy Superintendent of Police, Anti-Corruption Bureau, City Range-II, Hyderabad on 26.10.2010 at about 1400 hours when he demanded and accepted Rs.7,000/- (Rupees Seven Thousand only) from Azhar Abdul Latif, as illegal gratification other than legal remuneration for showing official favour. The sodium carbonate test conducted on the right hand fingers of Sri Ch.Raj Kiran, proved positive and the tainted currency of Rs.7,000/- was recovered from the back hip pocket of the wearing jean pant of Sri Ch.Raj Kiran at his instance. The inner flap of back hip pocket of the jean pant when tested in Sodium Carbonate solution also proved positive.

5. Whereas, the above said acts of Sri Ch.Raj Kiran, constitute offences punishable under Section 7 and sub-section (2) of Section 13 read with clause (d) of Sub-section (1) of Section 13 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988).

6. And whereas, the Government of Andhra Pradesh, being the Competent Authority to remove the said Sri Ch.Raj Kiran, Junior Assistant, Office of Deputy Director, Survey and Land Records, Hyderabad District from the Government Service and after fully and carefully examining the material placed before them i.e. copy of FIR, Mediators Report-I & II, Final

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Investigation report in respect of the said allegations and having regard to the facts and circumstances of the case consider that the said Sri Ch.Raj Kiran should be prosecuted in a Competent Court of Law for the aforesaid offences.

7. Now, therefore, in exercise of the powers conferred under clause (b) of Sub-section (1) of Section 19 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988). The Government of Andhra Pradesh hereby accord sanction for the prosecution of Sri Ch.Raj Kiran who worked as Junior Assistant, Office of Deputy Director, Survey and Land Records, Hyderabad District for the offences punishable under Section 7 and sub-section (2) of Section 13 read with clause (d) of sub-section (1) of Section 13 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988) and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a Court of Competent Jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

(ANIL CHANDRA PUNETHA)
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General,
Anti-Corruption Bureau,
A.P., Hyderabad.

//FORWARDED BY ORDER//

SECTION OFFICER